

U.S. EPA

CERCLA SECTION 104(e)

INFORMATION REQUEST

Please note: This Information Request includes instructions for responding to this request and definitions of words such as “Respondent,” “Property,” “Material,” “Identify,” and “Investigation Area” used in the questions. Please provide responses to all the questions in this Information Request for each Property identified in response to Question 4 of Section 2.0, when appropriate. You must answer the Questions in this Information Request related to properties or facilities outside the Investigation Area if a question specifically instructs you to do so. For each response clearly identify the Property or Properties to which the response applies.

INFORMATION REQUEST QUESTIONS

Section 1.0 Respondent Information

1. Provide the full legal, registered name and mailing address of Respondent.

City of Bremerton (“the City”)
c/o Mark M. Myers
Bridget T. Schuster
Williams Kastner & Gibbs PLLC
601 Union Street
Seattle, WA 98101

2. For each person answering these questions on behalf of Respondent, provide:
 - a. full name;
 - b. title;
 - c. business address; and
 - d. business telephone number, electronic mail address, and FAX machine number.

Kelli Lambert
Planner
City of Bremerton
345 6th Street
Bremerton, WA 98337

Thomas Knuckey
City Engineer
City of Bremerton
345 6th Street
Bremerton, WA 98337

Janet Lunceford
Code Compliance Officer
City of Bremerton
345 6th Street
Bremerton, WA 98337

Contacts with City personnel should be coordinated through the City's counsel, identified below.

Mark M. Myers
Attorney at Law
Williams Kastner & Gibbs PLLC
601 Union Street, Suite 4100
Seattle, WA 98101

Bridget T. Schuster
Attorney at Law
Williams Kastner & Gibbs PLLC
601 Union Street, Suite 4100
Seattle, WA 98101

3. If Respondent wishes to designate an individual for all future correspondence concerning this Site, please indicate here by providing that individual's name, address, telephone number, fax number, and, if available, electronic mail address.

Mark M. Myers
Williams Kastner & Gibbs PLLC
601 Union Street, Suite 4100
Seattle, WA 98101
Ph: (206) 628-6633
Fax: (206) 628-6611
mmyers@williamskastner.com

Section 2.0 Owner/Operator Information

4. Identify each and every Property that Respondent currently owns, leases, operates on, or otherwise is affiliated or historically has owned, leased, operated on, or otherwise been affiliated with within the Investigation Area during the period of investigation (1930 – Present). Please note that this question includes any aquatic lands owned or leased by Respondent.

The City does not and has never owned, leased or operated on Property within the Investigation Area. The extent of the City's involvement in this regard is limited to:

- Thompson Drive and Pennsylvania Avenue city right-of-way;
 - Easements for sanitary sewer and storm utilities that cross the property at the extension of Marguerite Avenue;
 - Sewer in the beach at the north limit of the property which is located in an aquatic easement with the Washington Department of Natural Resources, which may be outside of the Investigation Area.
5. Provide a brief summary of Respondent's relationship to each Property listed in response to Question 4 above, including the address, Kitsap County Parcel Number(s), dates of acquisition, period of ownership, lease, operation, or affiliation, and a brief overview of Respondent's activities at the Properties identified.
 - The plat establishing Thompson Drive as City right-of-way was recorded in 1931, and the plat establishing Pennsylvania Avenue as City right-of-way is believed to have been recorded in 1912. Both streets continue to be City rights-of-way.
 - Easement (AFN 308382) was obtained for sewer utilities that cross the property at the extension of Marguerite Avenue, with the first construction in 1939. A sanitary sewer was installed through the site on the extension of Marguerite in 1983 with easement (AFN 8311010093). Storm sewer improvements with an additional easement (AFN 3129992) were constructed in 1998.
 - Sewer in the beach at the north limit of the property is located in an aquatic easement with the Washington Department of Natural Resources, and was constructed in 1983 (AFN 8506030037; Parcel H).
 6. Identify any persons who concurrently with you exercises or exercised actual control or who held significant authority to control activities at each Property, including:
 - a. partners or joint venturers;

- b. any contractor, subcontractor, or licensor that exercised control over any materials handling, storage, or disposal activity on the Property; (service contractors, remediation contractors, management and operator contractors, licensor providing technical support to licensed activities);
- c. any person subleasing land, equipment or space on the Property;
- d. utilities, pipelines, railroads and any other person with activities and/or easements regarding the Property;
- e. major financiers and lenders;
- f. any person who exercised actual control over any activities or operations on the Property;
- g. any person who held significant authority to control any activities or operations on the Property;
- h. any person who had a significant presence or who conducted significant activities at the Property; and
- i. any government entities that had proprietary (as opposed to regulatory) interest or involvement with regard to the activity on the Property.

Objection. The City is not an owner or operator with any interest or control over activities on the Property. The City is a municipality with easements over portions of the Properties. It has an aquatic lands easement with DNR at the north section of the Investigation Area. Without waiving any objection, the City understands that the following had an interest or involvement in the Property:

Buckley Recycle Center, Inc.
 Parametrix
 GeoEngineers
 Lloyd Enterprises, Inc.
 D.C. Tenney
 The Western Gas and Utilities Corporation
 Bremerton Gas Company
 Cascade Natural Gas Corporation
 Lent Blomberg & Lent
 Lent's, Inc.
 Theodore & Marian Blomberg
 F. Paul and Margaret McConkey
 Service Fuel, Inc.
 William & Natacha Sesko

7. Identify and describe any legal or equitable interest that you now have, or previously had in each Property. Include information regarding the nature of such interest; when, how, and from whom such interest was obtained; and when, how, and to whom such interest was conveyed, if applicable. In addition, submit copies of all instruments evidencing the acquisition or conveyance of such interest (e.g., deeds, leases, purchase and sale agreements, partnership agreements, etc.).
- Utility easements, as noted above
 - Abatement of a nuisance — legal authority to abate nuisance
8. At the time you acquired or operated the Property, did you know or have reason to know that any hazardous substance, waste, or material was disposed of on, or at the Property? Describe all investigations of the Property you undertook prior to acquiring the Property and all of the facts on which you base the answer to this question.

The City never acquired or operated the Property.

9. Identify all prior owners that you are aware of for each Property identified in Response to Question 4 above. For each prior owner, further identify if known, and provide copies of any documents you may have regarding:
- a. the dates of ownership;
 - b. all evidence showing that they controlled access to the Property; and
 - c. all evidence that a hazardous substance, pollutant, or contaminant, was released or threatened to be released at the Property during the period that they owned the Property.

The City does not have a title report or other documents showing exact times or dates of Property ownership or control. The City does know or believe that the following owned the Property as various times:

F. Paul and Margaret McConkey
William & Natacha Sesko
D.C. Tenney
The Western Gas and Utilities Corporation
Bremerton Gas Company
Cascade Natural Gas Corporation
Lent Blomberg & Lent
Lent's, Inc.
Theodore & Marian Blomberg
Service Fuel, Inc.

Joseph & Jennie Daly

The City directs EPA to the RI/FS Report for this site which contains a property history section discussing property ownership and operation. The City does not verify the accuracy of the report's history section. See Attachment at BREMERTON-015456 to BREMERTON-016223 (also located in File A, "RI/FS Report and Other Reports").

The RI/FS Report also includes discussion of releases of hazardous substances at the Property. Again, the City does not verify the accuracy of the report's history section. See Attachment at BREMERTON-015456 to BREMERTON-016223 (also located in File A, "RI/FS Report and Other Reports").

10. Identify all prior operators of the Property, including lessors, you are aware of for each Property identified in response to Question 4 above. For each such operator, further identify if known, and provide copies of any documents you may have regarding:
 - a. the dates of operation;
 - b. the nature of prior operations at the Property;
 - c. all evidence that they controlled access to the Property; and
 - d. all evidence that a hazardous substance, pollutant, or contaminant was released or threatened to be released at or from the Property during the period that they were operating the Property.

The City directs EPA to the RI/FS Report for this site which contains a property history section discussing property ownership and operation. The City does not verify the accuracy of the report's history section.

F. Paul and Margaret McConkey

William & Natacha Sesko

D.C. Tenney

The Western Gas and Utilities Corporation – manufactured gas operations

Bremerton Gas Company – manufactured gas operations

Cascade Natural Gas Corporation – successor to Western Gas and Bremerton Gas, above

Lent Blomberg & Lent – heating and mechanical company

Lent's, Inc. – heating oil sales and delivery

Theodore & Marian Blomberg – part owners of Lent Blomberg & Lent, and Lent's, Inc.

Service Fuel, Inc. – heating oil sales and delivery

The RI/FS Report also includes discussion of releases of hazardous substances at the Property. Again, the City does not verify the accuracy of the report's history section. See Attachment at

BREMERTON-015456 to BREMERTON-016223 (also located in File A, “RI/FS Report and Other Reports”).

11. If not included in response to any of the previous questions, please describe the purpose and duration of each aquatic lands lease Respondent or the operator of Respondent’s Property(ies) ever obtained from the State of Washington and provide a copy of each application for and aquatic lands lease obtained.

Objection. The City is a municipality; it has obtained many aquatic lands leases. In relation to this Property, the City obtained an easement from DNR in 1983 (AFN 8506030037).

Section 3.0 Description of Each Property

12. Provide the following information about each Property identified in response to Question 4:
 - a. property boundaries, including a written legal description;
 - b. location of underground utilities (telephone, electrical, sewer, water main, etc.);
 - c. location of all underground pipelines whether or not owned, controlled or operated by you;
 - d. surface structures (e.g., buildings, tanks, pipelines, etc.);
 - e. over-water structures (e.g., piers, docks, cranes, etc.);
 - f. dry wells;
 - g. treatment or control devices (e.g., surface water, air, groundwater, Resource Conservation and Recovery Act (RCRA), Transfer, Storage, or Disposal (TSD), etc.);
 - h. groundwater wells, including drilling logs;
 - i. storm water drainage system, and sanitary sewer system, past and present, including septic tank(s) and where, when and how such systems are emptied and maintained;
 - j. subsurface disposal field(s), Underground Injection Control (UIC) wells, and other underground structures (e.g., underground storage tanks (USTs); and where they are located, if they are still used, and how they were closed;
 - k. any and all major additions, demolitions or changes on, under or about the Property, its physical structures or to the property itself (e.g., stormwater drainage, excavation work); and any planned additions, demolitions or other changes to the Property;
 - l. all maps and drawings of the Property in your possession; and
 - m. all aerial photographs of the Property in your possession.

The RI/FS Report includes descriptions of the Property. See Attachment at BREMERTON-015456 to BREMERTON-016223 (also located in File A, "RI/FS Report and Other Reports").

13. For Properties adjacent to the Port Washington Narrows, provide specific information describing the boundary of private ownership and where state aquatic lands and/or state-management jurisdiction begins. Provide a map that delineates the tideland-side boundary of each Property.

Objection. The City is a municipality and possesses an interest in numerous properties adjacent to the Port Washington Narrows. Respondent will provide a response limited to the Properties within the Investigation Area.

See Attachments located in File A, "RI/FS Report and Other Reports".

3741-000-022-0101 (Sesko Property)

JOSEPH DALY'S GARDEN TRACTS

THAT PORTION OF LOTS 22 AND 23, JOSEPH DALY GARDEN TRACTS, VOLUME 4 OF PLATS, PAGE 11, RECORDS OF KITSAP COUNTY, WASHINGTON AND LOT 1, SUPPLEMENT PLAT OF BAYVIEW GARDEN TRACTS, VOLUME 5 OF PLATS, PAGE 19, RECORDS OF KITSAP COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 23 THENCE SOUTH 0°05'00 EAST ALONG THE EAST LINE OF SAID LOT 22, A DISTANCE OF 14.53 FEET; THENCE NORTH 87°32'34 WEST, 115.21 FEET, MORE OR LESS, TO THE WEST LINE OF THE EAST 115.08 FEET AS MEASURED ALONG THE NORTH LINE OF SAID LOT 22; THENCE NORTH 232.05 FEET, MORE OR LESS, TO THE GOVERNMENT MEANDER LINE; THENCE SOUTH 75°08'51 EAST, ALONG SAID MEANDER LINE, 86.11 FEET, TO THE NORTHEAST CORNER OF SAID LOT 1; THENCE SOUTH 26°33' 54 WEST, 34.29 FEET, MORE OR LESS, TO THE NORTH LINE OF SAID LOT 23; THENCE SOUTH 76°45'08 EAST, ALONG SAID NORTH LINE, 48.23 FEET, TO THE NORTHEAST CORNER OF SAID LOT 23; THENCE SOUTH 0°05'00 EAST, ALONG THE EAST LINE OF SAID LOT 23, A DISTANCE OF 158.66 FEET, MORE OR LESS, TO THE POINT OF BEGINNING; TOGETHER WITH TIDELANDS OF THE FIRST CLASS ABUTTING AND IN FRONT OF SAID PROPERTY, LYING EAST OF THE PROJECTION NORTH OF THE WEST LINE OF THE ABOVE DESCRIBED PROPERTY.

3711-000-001-0409 (McConkey Property)

SUPPLEMENTAL PLAT OF BAY VIEW GARDEN TRACTS

RESULTANT PARCEL 1 OF BOUNDARY LINE ADJUSTMENT RECORDED UNDER AUDITOR'S FILE NO. 201211070090, RECORDS OF KITSAP COUNTY, WASHINGTON,

DESCRIBED AS FOLLOWS: TRACTS 1 AND 2, EXCEPT THE SOUTH 40 FEET OF SAID TRACT 2, AS MEASURED PARALLEL ALONG THE SOUTH LINE THEREOF, SUPPLEMENTAL PLAT OF BAY VIEW GARDEN TRACTS, AS PER PLAT RECORDED IN VOLUME 5 OF PLATS, PAGE 19, RECORDS OF KITSAP COUNTY, WASHINGTON; EXCEPT THAT PORTION LYING EASTERLY OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT THE SOUTHEAST CORNER OF LOT 23, JOSEPH DALY'S GARDEN TRACTS, AS PER PLAT RECORDED IN VOLUME 4 OF PLATS, PAGE 11, RECORDS OF KITSAP COUNTY, WASHINGTON; THENCE SOUTH 0°05'00" EAST ALONG THE EAST LINE OF LOT 22, SAID PLAT OF JOSEPH DALY'S GARDEN TRACTS 14.53 FEET; THENCE NORTH 87°32'34" WEST 115.21 FEET, MORE OR LESS, TO THE WEST LINE OF THE EAST 115.08 FEET, AS MEASURED ALONG THE NORTH LINE OF SAID LOT 22; THENCE NORTH 232.05 FEET, MORE OR LESS, TO THE GOVERNMENT MEANDER LINE AND THE POINT OF TERMINATION OF THIS LINE; TOGETHER WITH TIDELANDS OF THE FIRST CLASS ABUTTING AND IN FRONT OF SAID PROPERTY; THE EAST LINE THEREOF BEING A PROJECTION NORTH OF THE EAST LINE OF THE ABOVE DESCRIBED UPLAND TRACT.

14. For each Property, provide all reports, information or data you have related to soil, water (ground and surface), or air quality and geology/hydrogeology at and about each Property. Provide copies of all documents containing such data and information, including both past and current aerial photographs as well as documents containing analysis or interpretation of such data.

See Attachments located in File A, "RI/FS Report and Other Reports".

15. Identify all past and present solid waste management units or areas where materials are or were in the past managed, treated, or disposed (e.g., waste piles, landfills, surface impoundments, waste lagoons, waste ponds or pits, tanks, container storage areas, etc.) on each Property. For each such unit or area, provide the following information:
 - a. a map showing the unit/area's boundaries and the location of all known units/areas whether currently in operation or not. This map should be drawn to scale, if possible, and clearly indicate the location and size of all past and present units/areas;
 - b. dated aerial photograph of the site showing each unit/area;
 - c. the type of unit/area (e.g., storage area, landfill, waste pile, etc.), and the dimensions of the unit/area;
 - d. the dates that the unit/area was in use;
 - e. the purpose and past usage (e.g., storage, spill containment, etc.);
 - f. the quantity and types of materials (hazardous substances and any other chemicals) located in each unit/area; and

- g. the construction (materials, composition), volume, size, dates of cleaning, and condition of each unit/area.

To the City's knowledge, Sesko was excavating a tank in 2003; the City ordered Sesko to stop. Also to the City's knowledge, Lent's had fuel storage tanks on the Property. IDW was stored on the Property for approximately three years following testing. For more information, see RI/FS report. BREMERTON-015456 to BREMERTON-016223 (also located in File A, "RI/FS Report and Other Reports").

- 16. If the unit/area described above is no longer in use, how was such unit/area closed and what actions were taken to prevent or address potential or actual releases of waste constituents from the unit/area.

The RI/FS Report has the most information. BREMERTON-015456 to BREMERTON-016223 (also located in File A, "RI/FS Report and Other Reports"). The City was not involved in any such operations, other than the following: (1) ordering Sesko to stop excavation of tank in 2003; (2) discovering IDW and contracting with Parametrix to conduct testing and disposal of IDW in 2013; (3) contracting with Waste Management in 2015 to over pack and dispose of IDW barrels.

- 17. For each Property, provide the following information regarding any current or former sewer or storm sewer lines or combined sanitary/storm sewer lines, drains, ditches, or tributaries discharging into the Port Washington Narrows:
 - a. the location and nature of each sewer line, drain, ditch, or tributary;
 - b. the date of construction of each sewer line, drain, ditch, or tributary;
 - c. whether each sewer line, or drain was ever connected to a main trunk line;
 - d. whether each sewer line, drain, ditch, or tributary drained any hazardous substance, waste, material or other process residue to the Port Washington Narrows; and
 - e. provide any documentation regarding but not limited to the following on any and all outfalls to the Port Washington Narrows which are located within the boundaries of the Property(ies). Your response should include, but not be limited to:
 - i. the areas serviced by the outfalls; and
 - ii. the type of outfall (i.e., storm water or single facility operational).

See Attachments located in File D, "Sewer or Storm Lines".

Currently, two sewer lines cross the Property at the extension of Marguerite Avenue, and a third sewer exists along the beach at the north limit of the property:

- In 1939, the first sewer was installed from the extension of Marguerite Avenue east approximately mid-way through the property, then north to the beach, then east along the beach through the adjacent property. In 1947, the sewer along the beach was reconstructed and extended west to Olympic Avenue. In 1983, the main was reconstructed again in the same area.
- Sometime during or before 1972, the sewer at the extension of Marguerite was reconstructed, and a portion of the line was abandoned.
- Sometime between 1972 and 1982, the sewer running north through the property connecting to the beach sewer, along with a storm drain outfall on the beach, was abandoned.
- In 1982, a new sewer was installed across the property at the extension of Marguerite Avenue from Thompson to Pennsylvania. In 1998, a new separate storm sewer was installed parallel to this sewer line from Thompson to Pennsylvania across the property.

In addition, the Coast Guard regularly repairs a storm drain located on the upper side of the beach. The storm drain was capped and covered by the Coast Guard in 2010. The City constructed the storm drain in 1939 but no longer has any involvement with it.

18. Provide copies of any stormwater or property drainage studies, including data from sampling, conducted at each Property. Also provide copies of any Stormwater Pollution Prevention, Maintenance Plans, or Spill Plans developed for different operations during the Respondent's operation of each Property.

See Attachments located in File A, "RI/FS Report and Other Reports". As to Stormwater Pollution Prevention Plans, Maintenance Plans, or Spill Plans, the City has none.

Section 4.0 Respondent's Operational Activities

19. Describe the nature of your operations or business activities at each Property. If the operation or business activity changed over time, please identify each separate operation or activity, the dates when each operation or activity was started and, if applicable, ceased.

The City did not operate the Property. Its activities were limited to the following:

A. Code Enforcement

The City cited owner Sesko for its use of the Property as an unlicensed junk yard. It subsequently conducted a nuisance abatement at the Property.

B. Utilities

The City possesses easements on the Property for public utilities.

C. Brownfields

The City began the process for Brownfield funding in partnership with the U.S. Environmental Protection Agency (“EPA”). The City never implemented actions at the Property related to Brownfields development.

D. IDW

The City hired GeoEngineers and Ecology & Environment between 2007 and 2009 to perform Phase II Environmental Site Assessments including soil sampling. Investigation Derived Waste (“IDW”) generated by this work was removed in 2015. IDW generated during Phase II investigations between 2007 and 2009 was stored in barrels on the site. In 2013, the City was made aware that barrels containing IDW (soil) remained on-site. The City contracted with Parametrix and Pioneer Technologies (subconsultant to Parametrix) to perform a human health risk assessment, then to coordinate removal of the barrels. In 2015, the City contracted with Waste Management who over-packed the barrels and disposed of them off-site.

20. At each Property, did you ever use, purchase, generate, store, treat, dispose, or otherwise handle any hazardous substance, waste, or material? If the answer to the preceding question is anything but an unqualified "no," identify:
- a. in general terms, the nature and quantity of the hazardous substance, waste or material so transported, used, purchased, generated, stored, treated, disposed, or otherwise handled;
 - b. the chemical composition, characteristics, physical state (e.g., solid, liquid) of each hazardous substance, waste or material so transported, used, purchased, generated, stored, treated, disposed, or otherwise handled;
 - c. how each such hazardous substance, waste or material was used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you; and
 - d. the quantity of each such hazardous substance, waste or material used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you.

A. Investigation Derived Waste (“IDW”) was removed.

B. Removal of derelict boats and vehicles by the City’s contractors.

C. Abatement of junk at Sesko property by the City’s contractors.

The only chemicals possibly used by the City's contractors in these actions would have been in the normal, ordinary course of consumer usage by City contractors.

21. Describe all activities at each Property that was conducted over, on, or adjacent to, the Port Washington Narrows. Include in your description whether the activity involved hazardous substances, waste(s), or materials and whether any such hazardous substances, waste(s), or materials were discharged, spilled, disposed of, dropped, or otherwise came to be located in the Port Washington Narrows.

Objection. The City can only provide a response listing those activities at the Property in which the City participated. It cannot answer as to other parties' activities at the Property.

- Abatement: no known hazardous substances
- Removal of derelict boats: no known hazardous substances
- Utilities: no known hazardous substances

22. For each Property at which there was or is a mooring facility, dock, wharf or any over-water structure, provide a summary of over-water activities conducted at the structure, including but not limited to, any material loading and unloading operations associated with vessels, materials handling and storage practices, ship berthing and anchoring, ship fueling, and ship building, retrofitting, maintenance, and repair.

Objection. The City can only provide a response listing those activities at the Property in which the City participated. The City's contractors removed derelict boats from the Port Washington Narrows adjacent to the Sesko property as part of the abatement process. DNR hauled off a former fishing vessel named The Ked.

23. Describe all activities conducted on leased aquatic lands at each Property. Include in your description whether the activity involved hazardous substances, waste(s), or materials and whether any such hazardous substances, waste(s), or materials were discharged, spilled, disposed of, dropped, or otherwise came to be located on such leased aquatic lands.

Objection. The City can only provide a response listing those activities at the Property in which the City participated. The City's contractors removed derelict boats from the Port Washington Narrows adjacent to the Sesko property. DNR hauled off a former fishing vessel named The Ked.

24. Please describe the years of use, purpose, quantity, and duration of any application of pesticides or herbicides on each Property during the period of investigation (1930 – present). Provide the brand name of all pesticides or herbicides used.

The City to its knowledge never applied pesticides or herbicides on the Property and has no knowledge of anyone else's activities in this regard.

25. Describe how wastes transported off the Property for disposal are and ever were handled, stored, and/or treated prior to transport to the disposal facility.

Objection. The City can only provide a response listing those activities at the Property in which the City participated.

The City engaged Buckley Recycle Center, Inc. to remove junk from the Sesko property as part of the abatement. Buckley Recycle Center, Inc. transported the junk to several facilities: Olympic View Land Fill, Kitsap County; Weyerhaeuser Landfill, Longview, Washington; Recovery One Inc., Tacoma, Washington; Woodworth & Co., Tacoma, Washington; Schnitzer Steel Industries, Tacoma, Washington.

The City contracted with Waste Management in 2015 to dispose of IDW that was generated at the site.

The City requires mandatory garbage removal and therefore the Properties likely had garbage service through Waste Management and/or Brem-Aire Disposal.

26. Has Respondent ever arranged for disposal or treatment or arranged for transportation for disposal or treatment of materials to any Property (including the Port Washington Narrows) within the Investigation Area? If so, please identify every Property that Respondent's materials were disposed or treated at in the Investigation Area. In addition, identify:
- the persons with whom the Respondent made such arrangements;
 - every date on which Respondent made such arrangements;
 - the nature, including the chemical content, characteristics, physical state (e.g., solid, liquid), and quantity (volume and weight) of all materials involved in each such arrangement;
 - in general terms, the nature and quantity of the non- hazardous materials involved in each such arrangement;
 - in general terms, the nature and quantity of any hazardous materials involved in each such arrangement;
 - the owner of the materials involved in each such arrangement, if not Respondent;
 - all tests, analyses, analytical results or manifests concerning each hazardous material involved in such transactions;

- h. the address(es) for each Property, precise locations at which each material involved in such transactions actually was disposed or treated;
- i. the owner or operator of each facility at which hazardous or non-hazardous materials were arranged to be disposed at within the Investigation Area;
- j. who selected the location to which the materials were to be disposed or treated;
- k. who selected the Property as the location at which hazardous materials were to be disposed or treated; and
- l. any records of such arrangement(s) and each shipment.

No.

27. Describe the plants and other buildings or structures where Respondent carried out its operations at each Property within the Investigation Area (excluding locations where ONLY clerical/office work was performed).

None.

28. Provide a schematic diagram or flow chart that fully describes and/or illustrates the Respondent's operations on each Property.

None.

29. Provide a brief description of the nature of Respondent's operations at each location on each Property including:
- a. the date such operations commenced and concluded; and
 - b. the types of work performed at each location, including but not limited to the industrial, chemical, or institutional processes undertaken at each location.

None.

30. If the nature or size of Respondent's operations changed over time, describe those changes and the dates they occurred.

None.

31. List the types of raw materials used in Respondent's operations, the products manufactured, recycled, recovered, treated, or otherwise processed in these operations.

None.

32. Provide copies of Material Safety Data Sheets (MSDS) for materials used in the Respondent's operations.

None.

33. Describe the cleaning and maintenance of the equipment and machinery involved in these operations, including but not limited to:
- the types of materials used to clean/maintain this equipment/machinery;
 - the monthly or annual quantity of each such material used;
 - the types of materials spilled in Respondent's operations;
 - the materials used to clean up those spills;
 - the methods used to clean up those spills; and
 - where the materials used to clean up those spills were disposed of.

Not applicable.

34. Describe the methods used to clean up spills of liquid or solid materials during Respondent's operation.

Not applicable.

35. For each type of waste (including by-products) from Respondent's operations, including but not limited to all liquids, sludges, and solids, provide the following information:
- its physical state;
 - its nature and chemical composition;
 - its color;
 - its odor;
 - the approximate monthly and annual volumes of each type of waste (using such measurements as gallons, cubic yards, pounds, etc.); and
 - the dates (beginning & ending) during which each type of waste was produced by Respondent's operations.

Not applicable.

36. Provide a schematic diagram that indicates which part of Respondent's operations generated each type of waste, including but not limited to wastes generated by cleaning and maintenance of equipment and machinery and wastes resulting from spills of liquid materials.

Not applicable.

37. Identify all individuals who currently have and those who have had responsibility for Respondent's environmental matters (e.g. responsibility for the disposal, treatment, storage, recycling, or sale of Respondent's wastes). Also provide each individual's job title, duties, dates performing those duties, supervisors for those duties, current position or the date of the individual's resignation, and the nature of the information possessed by such individuals concerning Respondent's waste management.

Objection. The City is a municipality. Therefore, this question is overbroad in that it asks for all individuals who have responsibility for the City's environmental matters. To the extent that the request asks for individuals responsible for environmental matters listed in response to requests #4 and 19 above, the individuals are listed here:

Thomas Knuckey
City Engineer
City of Bremerton
345 6th Street
Bremerton, WA 98337

Mr. Knuckey manages the municipal garbage contract with Waste Management. He also coordinated the testing and disposal of the IDW with Parametrix and Waste Management.

Phil Williams
Former Public Works Director, City of Bremerton
Separated from City in March 2010
Mr. Williams oversaw the site assessment work completed by the City

Dan Miller
Former Project Manager, City of Bremerton
Separated from City in October 2008
Mr. Miller was a Project Manager for the site assessment work completed by the City

Lynn Price
Former Project Manager, City of Bremerton
Separate from City in May 2010
Ms. Price was a Project Manager for the site assessment work completed by the City

38. For each type of waste describe Respondent's contracts, agreements, or other arrangements for its disposal, treatment, or recycling.

Objection; vague with regard to the type of waste.

IDW from Phase II sampling work was disposed of as arranged by Parametrix, and completed by Waste Management.

Materials from abatement were disposed of by Buckley Recycle Center at Buckley's discretion.

39. Provide copies of such contracts and other documents reflecting such agreements or arrangements, including, but not limited to the following:
- a. state where Respondent sent each type of its waste for disposal, treatment, or recycling;
 - b. identify all entities and individuals who picked up waste from Respondent or who otherwise transported the waste away from Respondent's operations (these companies and individuals shall be called "Waste Carriers" for purposes of this Information Request);
 - c. if Respondent transported any of its wastes away from its operations, please so indicate;
 - d. for each type of waste specify which Waste Carrier picked it up;
 - e. indicate the ultimate disposal/recycling/treatment location for each type of waste;
 - f. provide all documents indicating the ultimate disposal/recycling/treatment location for each type of waste; and
 - g. state the basis for and provide any documents supporting the answer to the previous question.

Contracts and agreements attached. See Attachments located in File E, "Contracts for Waste Removal".

40. Describe all wastes disposed by Respondent into Respondent's drains including but not limited to:
- a. the nature and chemical composition of each type of waste;
 - b. the dates on which those wastes were disposed;
 - c. the approximate quantity of those wastes disposed by month and year;
 - d. the location to which these wastes drained (e.g. septic system or storage tank at the Property, pre- treatment plant, Publicly Owned Treatment Works (POTW), etc.); and
 - e. whether and what pretreatment was provided.

None.

41. Identify any sewage authority or treatment works to which Respondent's waste was sent.

Not applicable.

42. Describe all settling tank, septic system, or pretreatment system sludges or other treatment wastes resulting from Respondent's operations.

None.

43. If applicable, describe the facilities, processes and methods Respondent or Respondent's contractor used, and activities engaged in, either currently or in the past, related to ship building, retrofitting, maintenance or repair, including, but not limited to, dry-docking operations, tank cleaning, painting and re-powering.

None.

44. Describe any hazardous substances, wastes, or materials used or generated by the activities described in response to the previous Question and how these hazardous substances, materials and wastes were released or disposed of.

Not applicable.

45. Provide copies of any records you have in your possession, custody or control relative to the activities described in response to the previous two Questions.

None.

46. Describe any process or activity conducted on a Property identified in response to Question 4 involving the acquisition, manufacture, use, storage, handling, disposal or release or threatened release of products or by-products of Manufactured Gas Plants ("MGP(s)").

Based on documents provided to the City, such as the RI/FS Report, the City understands as follows:

The McConkey and Sesko properties were a manufactured gas plant from 1930 to 1955, owned by Western Gas and Utilities from 1930 to 1952, then acquired by Bremerton Gas Co. in 1952, and by Cascade Natural Gas Corp. in 1953. In 1955, the gas plant ceased manufactured gas operations; all gas from 1955 to 1963 was produced from butane-air mixing.

Respondent was not involved in the gas plant and its only involvement regarding the Property was as described in response to request #4.

47. For each process or activity identified in response to the previous Question, describe the dates and duration of the activity or process and the quantity and type of products or by-products of MGPs.

Per the RI/FS Report:

1930-1955 Manufactured Gas

1955-1963 Butane-Air Mixing

Quantity and type of products or by-products are unknown to the City, other than the information found in the RI/FS and other environmental reports.

48. For each process or activity identified in response to the previous two Questions, identify the location of the process or activity on the property.

See the RI/FS Report. BREMERTON-015456 to BREMERTON-016223 (also located in File A, “RI/FS Report and Other Reports”).

Section 5.0 Regulatory Information

49. Identify all federal, state and local authorities that regulated the owner or operator of each Property and/or that interacted with the owner or operator of each Property. Your response is to address all interactions and in particular all contacts from agencies/departments that dealt with health and safety issues and/or environmental concerns.

EPA

- Bremerton Gasworks Superfund Site
- Petroleum Assessment and Restoration Planning
- Brownfields Assessment
- MBE/WBE Utilization Report

City of Bremerton

- Zoning violations (William Sesko)
- Abatement of nuisance

Washington Department of Ecology

- Aquatic Land Permits
- Inspections related to violations of Washington’s Water Pollution Control Law
- MTCA oversight of known or suspected contaminated sites

Washington Department of Natural Resources

- Derelict Vessel Program

Washington State Department of Health

- Interaction related to Bremerton Gasworks Superfund Site

Kitsap Public Health District

- Interaction related to Bremerton Gasworks Superfund Site
- Investigation of Sesko's Ballast Tanks

Washington Department of Fish & Wildlife

- Interaction related to removal of derelict vessels

50. Describe all occurrences associated with violations, citations, deficiencies, and/or accidents concerning each Property during the period being investigated related to health and safety issues and/or environmental concerns. Provide copies of all documents associated with each occurrence described.

The City cited owner William Sesko numerous times for zoning violations and was engaged in litigation for nearly a decade with Mr. Sesko related to the violations and the abatement of his property. All documents in the City's possession related to the citations, abatement, and litigation related to the Property will be produced.

51. Provide a list of all local, state and federal environmental permits ever issued to the owner or operator on each Property (e.g., RCRA permits, NPDES permits, etc.). Please provide a copy of each federal and state permit, and the applications for each permit, ever issued to the owner or operator on each Property.

Objection. The City's involvement with the Property is limited to those activities listed in response to requests #4 and 19. The City has no knowledge regarding other permits. The City applied for and received a Hydraulic Project Approval (HPA) permit for derelict vessel removal.

52. Did the owner or operator ever file a Hazardous Waste Activity Notification under the RCRA? If so, provide a copy of such notification.

The City has no knowledge regarding this request.

53. Did the owner or operator's facility on each Property ever have "interim status" under the RCRA? If so, and the facility does not currently have interim status; describe the circumstances under which the facility lost interim status.

The City has no knowledge regarding this request.

54. Provide all RCRA Identification Numbers issued to Respondent by EPA or a state for Respondent's operations.

The City has no knowledge regarding this request.

55. Identify all federal offices to which Respondent has sent or filed hazardous substance or hazardous waste information. State the years during which such information was sent/filed.

The City is a municipality and therefore may have sent or filed hazardous substance or hazardous waste information to various federal offices in relation to dozens of properties unrelated to these Properties. As to these Properties, the City has no knowledge regarding this request.

56. Identify all state offices to which Respondent has sent or filed hazardous substance or hazardous waste information. State the years during which such information was sent/filed.

The City is a municipality and therefore may have sent or filed hazardous substance or hazardous waste information to various state offices in relation to dozens of properties unrelated to these Properties. As to these Properties, the City has no knowledge regarding this request.

57. List all federal and state environmental laws and regulations under which Respondent has reported to federal or state governments, including but not limited to: Toxic Substances Control Act, 15 U.S.C. Sections 2601 et seq., (TSCA); Emergency Planning and Community Right-to-Know Act, 42 U.S.C. Sections 11001 et seq., (EPCRA); and the Clean Water Act (the Water Pollution Prevention and Control Act), 33 U.S.C. Sections 1251 et seq., Washington Hazardous Waste Management Act, Chapter 70.105 RCW, Washington Solid Waste Management Act, Chapter 70.95 RCW, Washington Water Pollution Control Act, Chapter 90.48 RCW. Provide copies of each report made, or if only oral reporting was required, identify the federal and state offices to which such report was made.

The City is a municipality and therefore may have sent or filed hazardous substance or hazardous waste information to various federal and state offices in relation to dozens of properties unrelated to these Properties under numerous laws and regulations. As to these Properties, the City has no knowledge regarding this request.

58. Provide a copy of any registrations, notifications, inspections or reports required by the Toxic Substances Control Act, 15 USC § 2601 et seq., or state law, to be maintained or

submitted to any government agency, including fire marshal(s), on any Property identified in response to Question 4.

The City is unaware of any such documents for these Properties.

59. Has Respondent or Respondent's contractors, lessees, tenants, or agents ever contacted, provided notice to, or made a report to the Washington Department of Natural Resources ("DNR") or any other state agency concerning an incident, accident, spill, release, or other event involving Respondent's leased state aquatic lands? If so, describe each incident, accident, spill, release, or other event and provide copies of all communications between Respondent or its agents and DNR or the other state agency and all documents that were exchanged between Respondent, its agents and DNR or other state agency.

Objection. This request is overbroad in that it does not limit the request to these Properties or the Investigation Area. The City possesses no leased state aquatic lands in the Investigation Area.

60. Describe all notice or reporting requirements to DNR that you had under an aquatic lands lease or state law or regulation regarding incidents affecting, or activities or operations occurring on leased aquatic lands. Include the nature of the matter required to be reported and the office or official to whom the notice or report went to. Provide copies of all such notices or reports.

Objection. This request is overbroad in that it does not limit the request to these Properties or the Investigation Area. The City possesses no leased state aquatic lands in the Investigation Area.

Section 6.0 Releases and Remediation

61. Identify all leaks, spills, or releases into the environment of any waste, including petroleum, hazardous substances, pollutants, or contaminants, that have occurred at or from each Property, which includes any aquatic lands owned or leased by Respondent. In addition, identify, and provide copies of any documents regarding:
- when such releases occurred;
 - how the releases occurred (e.g. when the substances were being stored, delivered by a vendor, transported or transferred (to or from any tanks, drums, barrels, or recovery units), and treated);
 - the amount of each hazardous substances, pollutants, or contaminants so released;
 - where such releases occurred;
 - any and all activities undertaken in response to each such release or threatened release, including the notification of any agencies or governmental units about the release;

- f. any and all investigations of the circumstances, nature, extent or location of each release or threatened release including, the results of any soil, water (ground and surface), or air testing undertaken;
- g. all persons with information relating to these releases; and
- h. list all local, state, or federal departments or agencies notified of the release, if applicable.

The City's knowledge of the issues raised in this request is based upon environmental reports provided to the City, such as the RI/FS Report.

January 25, 2003—Call came in to Bremerton Fire Department reporting the smell of gasoline. Upon investigating, the Fire Department found a broken pipe going into an old gasoline tank on the Sesko property. Mr. Sesko stated that he had checked the tank approximately 10 years prior and found the tank was empty. Rain water filled the tank and caused remaining gasoline in the tank to float to the surface of the tank and flow out the broken pipe. Gasoline ran down the hill into a storm drain catch basin and then underground out into the Port Washington Narrows. The Fire Department plugged the leak with a wooden pipe plug and used absorbent pads to capture the fuel on the ground. It notified the Washington State Patrol, Department of Emergency Management, the Department of Ecology, and US Coast Guard. Ecology issued a citation to Mr. Sesko on July 17, 2003.

IDW generated during Phase II investigations between 2007 and 2009 was stored in barrels on the site. In 2013, the City was made aware that barrels containing IDW (soil) remained on-site and some had leaked. The City contracted with Parametrix and Pioneer Technologies (subconsultant to Parametrix) to perform a human health risk assessment, then to coordinate removal of the barrels. In 2015, the City contracted with Waste Management who over-packed the barrels and disposed of them off-site.

62. Was there ever a spill, leak, release or discharge of waste, including petroleum, or hazardous substances, pollutant or contaminant into any subsurface disposal system or floor drain inside or under a building on the Property? If the answer to the preceding question is anything but an unqualified "no", identify:
- a. where the disposal system or floor drains were located;
 - b. when the disposal system or floor drains were installed;
 - c. whether the disposal system or floor drains were connected to pipes;
 - d. where such pipes were located and emptied;
 - e. when such pipes were installed;
 - f. how and when such pipes were replaced, or repaired; and
 - g. whether such pipes ever leaked or in any way released such waste or hazardous substances into the environment.

The City has no knowledge regarding this request.

63. Has any contaminated soil ever been excavated or removed from the Property? Unless the answer to the preceding question is anything besides an unequivocal "no", identify and provide copies of any documents regarding:
- a. amount of soil excavated;
 - b. location of excavation presented on a map or aerial photograph;
 - c. manner and place of disposal and/or storage of excavated soil;
 - d. dates of soil excavation;
 - e. identity of persons who excavated or removed the soil, if other than a contractor for Respondent;
 - f. reason for soil excavation;
 - g. whether the excavation or removed soil contained hazardous substances, pollutants or contaminants, including petroleum, what constituents the soil contained, and why the soil contained such constituents;
 - h. all analyses or tests and results of analyses of the soil that was removed from the Property;
 - i. all analyses or tests and results of analyses of the excavated area after the soil was removed from the Property; and
 - j. all persons, including contractors, with information about (a) through (i) of this request.

Except for IDW from Phase II work, discussed in prior responses, the City has no other knowledge regarding this request.

64. Have you ever tested the groundwater under your Property? If so, please provide copies of all data, analysis, and reports generated from such testing.

The City owns no property in the Investigation Area. Groundwater testing data by others may be found in the RI/FS report and other environmental reports relating to the Property. See Attachments located in File A, "RI/FS Report and Other Reports".

65. Have you treated, pumped, or taken any kind of response action on groundwater under your Property? Unless the answer to the preceding question is anything besides an unequivocal "no", identify and provide copies of any documents regarding:
- a. reason for groundwater action;
 - b. whether the groundwater contained hazardous substances, pollutants or contaminants, including petroleum, what constituents the groundwater contained, and why the groundwater contained such constituents;

- c. all analyses or tests and results of analyses of the groundwater;
- d. if the groundwater action has been completed, describe the basis for ending the groundwater action; and
- e. all persons, including contractors, with information about (a) through (d) of this request.

The City owns no property in the Investigation Area. The City has no knowledge regarding this request.

66. Was there ever a spill, leak, release or discharge of a hazardous substance, waste, or material into the Port Washington Narrows from any equipment, structure, or activity occurring on, over, or adjacent to the waterway? If the answer to the preceding question is anything but an unequivocal "no", identify and provide copies of any documents regarding:
- a. the nature of the hazardous substance, waste, or material spilled, leaked, released or discharged;
 - b. the dates of each such occurrence;
 - c. the amount and location of such release;
 - d. were sheens on the waterway created by the release;
 - e. was there ever a need to remove or dredge any solid waste, bulk product, or other material from the waterway as a result of the release? If so, please provide information and description of when such removal/dredging occurred, why, and where the removed/dredged materials were disposed.

2003 Sesko spill.

According to the EPA website, the US Coast Guard responded to a spill in 2010.

67. For any releases or threatened releases of product or by-product of MGP(s), identify the date, quantity, location and type of product or by-product of MGPs, or MGP containing materials or liquids, and the nature of any response to or cleanup of the release.

The City was never involved in the MGP. The City understands from documents prepared by others that there were uncontrolled spills and leaks during the years the Gas Plant was in operation (1930 to 1963). The Gas Plant stopped its manufactured gas operations in 1955; presumably all MGP releases occurred between 1930 and 1955. See RI/FS and other environmental reports. File A, "RI/FS Report and Other Reports".

68. For any releases or threatened releases of product or by-product of MGP(s) and/or MGP containing materials or liquids, identify and provide copies of any documents regarding the quantity and type of waste generated as a result of the release or threatened release, the disposition of the waste, provide any reports or records relating to the release or threatened release, the response or cleanup and any records relating to any enforcement proceeding relating to the release or threatened release.

The City was never involved in the MGP. The City understands from documents prepared by others that there were uncontrolled spills and leaks during the years the Gas Plant was in operation (1930 to 1963). The Gas Plant stopped its manufactured gas operations in 1955; presumably all MGP releases occurred between 1930 and 1955. See RI/FS and other environmental reports. File A, "RI/FS Report and Other Reports".

Section 7.0 Property Investigations

69. Provide information and documentation concerning all inspections, evaluations, safety audits, correspondence and any other documents associated with the conditions, practices, and/or procedures at the Property concerning insurance issues or insurance coverage matters.

The City has no knowledge regarding this request.

70. Describe the purpose for, the date of initiation and completion, and the results of any investigations of soil, water (ground or surface), sediment, geology, and hydrology or air quality on or about each Property. Provide copies of all data, reports, and other documents that were generated by you or a consultant, or a federal or state regulatory agency related to the investigations that are described.
- Phase II performed by GeoEngineers, Inc. (2007)
 - Phase II performed by Ecology & Environment, Inc. (2008/2009)
 - Remedial Investigation/Feasibility Study, Aspect Consulting and Anchor QEA, LLC (2015)
 - Public Health Assessment, Washington State Department of Health (2016)

The reports with respective data and findings are attached in File A, "RI/FS Report and Other Reports".

71. Describe any remediation or response actions you or your agents or consultants have ever taken on each Property either voluntarily or as required by any state or federal agency. If not otherwise already provided under this Information Request, provide copies of all investigations, risk assessments or risk evaluations, feasibility studies, alternatives

analysis, implementation plans, decision documents, monitoring plans, maintenance plans, completion reports, or other document concerning remediation or response actions taken on each Property.

- IDW disposal
- Nuisance abatement

Reports attached. File A, "RI/FS Report and Other Reports".

72. Are you or your consultants planning to perform any investigations of the soil, water (ground or surface), geology, hydrology, and/or air quality on or about the Property? If so, identify:
- a. what the nature and scope of these investigations will be;
 - b. the contractors or other persons that will undertake these investigations;
 - c. the purpose of the investigations;
 - d. the dates when such investigations will take place and be completed; and
 - e. where on the Property such investigations will take place.

No.

Section 8.0 Corporate Information

73. Provide the following information, when applicable, about you and/or your business(es) that are associated with each Property identified in response to Question 4:
- a. state the current legal ownership structure (e.g., corporation, sole proprietorship);
 - b. state the names and current addresses of current and past owners of the business entity or, if a corporation, current and past officers and directors;
 - c. discuss all changes in the business' legal ownership structure, including any corporate successorship, since the inception of the business entity. For example, a business that starts as a sole proprietorship, but then incorporates after a few years, or a business that is subsequently acquired by and merged into a successor. Please include the dates and the names of all parties involved;
 - d. the names and addresses of all current or past business entities or subsidiaries in which you or your business has or had an interest that have had any operational or ownership connection with the Properties identified in response to Question 4. Briefly describe the business activities of each such identified business entities or subsidiaries; and

- e. if your business formerly owned or operated a Property identified in response to Question 4, describe any arrangements made with successor owners or operators regarding liability for environmental contamination or property damage.

Not applicable.

74. List all names under which your company or business has ever operated and has ever been incorporated. For each name, provide the following information:
- a. whether the company or business continues to exist, indicating the date and means by which it ceased operations (e.g., dissolution, bankruptcy, sale) if it is no longer in business;
 - b. names, addresses, and telephone numbers of all registered agents, officers, and operations management personnel; and
 - c. names, addresses, and telephone numbers of all subsidiaries, unincorporated divisions or operating units, affiliates, and parent corporations if any, of the Respondent.

Not applicable.

75. Provide all copies of the Respondent's authority to do business in Washington. Include all authorizations, withdrawals, suspensions and reinstatements.

Not applicable.

76. If Respondent is, or was at any time, a subsidiary of, otherwise owned or controlled by, or otherwise affiliated with another corporation or entity, then describe the full nature of each such corporate relationship, including but not limited to:
- a. a general statement of the nature of relationship, indicating whether or not the affiliated entity had, or exercised, any degree of control over the daily operations or decision-making of the Respondent's business operations at the Site;
 - b. the dates such relationship existed;
 - c. the percentage of ownership of Respondent that is held by such other entity(ies);
 - d. for each such affiliated entity provide the names and complete addresses of its parent, subsidiary, and otherwise affiliated entities, as well as the names and addresses of each such affiliated entity's officers, directors, partners, trustees, beneficiaries, and/or shareholders owning more than five percent of that affiliated entity's stock;
 - e. provide any and all insurance policies for such affiliated entity(ies) which may possibly cover the liabilities of the Respondent at each Property; and
 - f. provide any and all corporate financial information of such affiliated entities, including but not limited to total revenue or total sales, net income, depreciation,

total assets and total current assets, total liabilities and total current liabilities, net working capital (or net current assets), and net worth.

Not applicable.

77. If Respondent is a partnership, please describe the partnership and provide a history of the partnership's existence. Provide a list of all current and past partners of any status (e.g., general, limited, etc.) and provide copies of all documents that created, govern, and otherwise rules the partnership, including any amendments or modifications to any of the originals of such documents, and at least five years of partnership meeting minutes.

Not applicable.

Section 9.0 Compliance With This Request

78. Describe all sources reviewed or consulted in responding to this request, including, but not limited to:
- the name and current job title of all individuals consulted;
 - the location where all sources reviewed currently reside; and
 - the date consulted.

Individuals consulted include the following:

Joe Keller

Engineering Technician IV

City of Bremerton

Mr. Keller assisted by gathering easement and utility records.

Pat Jacobsen

Storm and Sanitary Sewer Supervisor

City of Bremerton

Ms. Jacobsen assisted with interpreting the utility system records.

Kelli Lambert

Planner

City of Bremerton

345 6th Street

Bremerton, WA 98337

Ms. Lambert assisted with collection of documents.

Thomas Knuckey
City Engineer
City of Bremerton

345 6th Street

Bremerton, WA 98337

Mr. Knuckey assisted with collection of documents and provided information regarding utilities and waste removal.

Janet Lunceford
Code Compliance Officer
City of Bremerton

345 6th Street

Bremerton, WA 98337

Ms. Lunceford provided information related to the abatement of the Sesko property.

All documentary sources reviewed currently reside in the City's offices, including in its Public Works department, Legal department, and computer servers (electronic sources). Consultations and reviews have been ongoing from October 1, 2018 to the present.

79. If not already provided, identify and provide a last known address or phone number for all persons, including Respondent's current and former employees or agents, other than attorneys, who have knowledge or information about the generation, use, purchase, storage, disposal, placement, or other handling of hazardous materials at, or transportation of hazardous substances, waste, or materials to or from, each Property identified in response to Question 4.

Objection. The City does not know how many city employees or who had knowledge of the 10+-year-long nuisance abatement process. The nuisance was widely known within the City and widely publicized by media outlets. Documents produced regarding the Sesko nuisance abatement matter contain names of the numerous persons involved in the nuisance abatement process.

80. If any of the documents solicited in this information request are no longer available, please indicate the reason why they are no longer available. If the records were destroyed, provide us with the following:
- the document retention policy between 1930 and the present;
 - the approximate date of destruction;
 - a description of the type of information that would have been contained in the documents;

- d. the name, job title and most current address known by you of the person(s) who would have produced these documents; the person(s) who would have been responsible for the retention of these documents; the person(s) who would have been responsible for destroying the documents; and the person(s) who had and/or still have the originals or copies of these documents; and
- e. the names and most current addresses of any person(s) who may possess documents relevant to this inquiry.

[Not aware of any document destruction.](#)

- 81. Provide a description of all records available to you that relate to all of the questions in this request, but which have not been included in your responses.

[See attached Privilege Log and Redaction Log.](#)

INSTRUCTIONS

1. Answer Each Question Completely. Provide a separate answer to each question and subpart set forth in this Information Request. Please provide responses to all the questions in this Information Request for each Property identified in response to Question 4 of Section 2.0, when appropriate. For each Response clearly identify the Property or Properties to which the response applies. Incomplete, evasive, or ambiguous answers shall constitute failure to respond to this Information Request and may subject the Respondent to the penalties set out in the cover letter.
2. Response and Copies of Documents. Provide the responses to this Information Request and at least one copy of all requested documents either electronically or on hard copy paper.

If you provide your response electronically, it should be submitted on a compact disc in Portable Document Format (PDF) format; you must contact EPA if you want to submit the documents in another format to see if it is acceptable. However, confidential business information and personal privacy information should be provided on separate media (e.g., a separate CD) and marked as such to ensure that this information is appropriately handled and will be physically separated from the other response information in EPA's files. Additionally, the declaration must be provided on paper (hard copy) with an original signature. If possible, further format large PDF documents as follows;

- a. Bookmark documents longer than 10 pages for easier navigation (e.g., chapters);
- b. Ensure that file/document properties/initial view is for "bookmarks panel and page" if there are bookmarks.
- c. For document composed of multiple files, link together with a starter file that is less than 2 MB, i.e., the document's executive summary. The executive summary should have a bookmarks panel with bookmark links to the other files. Ensure that all files are saved to the same folder, rather than multiple folders so that the linkage is retained.
- d. Bookmarks to other files should indicate the name of that file (and size of that file, if over 1 MB).
- e. "Tag" the document for accessibility if this was not done by the source application (advanced/accessibility/tag).
- f. Enter document properties: 1) title, author, 2) subject, and 3) keywords.
- g. Optimize the document if was not created from the original source (e.g., for a scanned document) and use the optical character recognition (OCR) function to ensure all pages are key word searchable.
- h. Confidential business information and personal privacy information should be provided on a separate disc to ensure security. Also, the declaration must still be provided on paper with an original signature.

3. Number Each Answer. Number each answer with the number of the question to which it corresponds. The Microsoft Word version of this document is available from EPA upon request.
4. Provide the Best Information Available. Provide responses to the best of Respondent's ability, even if the information sought was never put down in writing or if the written documents are no longer available. Seek out responsive information from current and former employees/agents. Submission of cursory responses when other responsive information is available to the Respondent will be considered noncompliance with this Information Request.
5. Identify Information Sources. For each question, identify all persons and documents relied upon for the answer.
6. Confidential Information. The information requested herein must be provided even though the Respondent may contend that it includes confidential information or trade secrets. The Respondent may assert a confidentiality claim covering part or all of the information requested, pursuant to 42 U.S.C. §§ 9604(e)(7)(E) and (F), and 40 C.F.R. § 2.203(b). All information claimed to be confidential should be contained on separate sheet(s) and should be clearly identified as "trade secret" or "proprietary" or "company confidential." A confidentiality claim should be supported by the submission of information consistent with 40 C.F.R. Part 2. Information covered by a confidentiality claim will be disclosed by EPA only to the extent, and only by means of the procedures, provided in 40 C.F.R. §§ 2.201-2.311. If no such claim accompanies the information received by EPA, it may be made available to the public by EPA without further notice.
7. Disclosure to EPA Contractor. Information submitted in response to this Information Request may be disclosed by EPA to authorized representatives of the United States, pursuant to 40 C.F.R. 2.310(h), even if the Respondent asserts that all or part of it is confidential business information. EPA may provide this information to its contractors for the purpose of organizing and/or analyzing the information contained in the responses to this Information Request. If submitting information and asserting it is entitled to treatment as confidential business information, the Respondent may comment on EPA's intended disclosure within 14 days of receiving this Information Request.
8. Personal Privacy Information. Personnel and medical files, and similar files the disclosure of which to the general public may constitute an invasion of privacy, should be segregated from responses, included on separate sheet(s), and marked as "Personal Privacy Information". Note, however, that unless prohibited by law, EPA may disclose this information to the general public without further notice.
9. Objections. The Respondent must provide responsive information notwithstanding objections to certain questions. To object without providing responsive information may subject Respondent to the penalties set out in the cover letter.
10. Privilege. If a privilege is asserted for any document responsive to this Information Request, identify (see Definitions) the document and provide the basis for assertion. If a

privilege exists for only a portion of a document, provide the portion of the document that is not asserted be privileged, identify the portion that is asserted to be privileged, and provide the basis for asserting privilege. Please note that regardless of the assertion of any privilege, any facts contained in the document which are responsive to the Information Request must be disclosed in your response.

11. Declaration. The Respondent must complete the enclosed declaration, certifying the accuracy of all statements in your response.

DEFINITIONS

All terms not defined herein shall have their ordinary meaning, unless such terms are defined in Section 101 of CERCLA, 42 U.S.C. § 9601, *et seq.*, or Volume 40 of the Code of Federal Regulations (CFR), in which case such statutory or regulatory definitions shall apply.

The following definitions shall apply to the following words as they appear in this Enclosure:

1. The term "you" or "Respondent" shall mean the addressee of this Request, together with the addressee's officers, managers, agents, employees, contractors, trustees, successors, assigns, and any predecessor or successor corporations or companies.
2. The term "business activities" shall mean all actions, endeavors, ventures, or financing arrangements related in any manner whatsoever to the use and development of the Property, including surveying, sampling, grading, documentation, photography, demolition, construction, and waste disposal, and sales.
3. The terms "document" and "documents" shall mean any method of recording, storing, or transmitting information. "Document" shall include, but not be limited to:
 - a. writings of any kind, including, but not limited to, any of the following:
 - i. letters, memoranda, email or fax transmittals;
 - ii. any film, photograph, or sound recording on any type of device;
 - iii. meeting minutes, telephone records, notebooks;
 - iv. agreements and contracts;
 - v. reports to shareholders, management, or government agencies;
 - vi. transportation manifests;
 - vii. copies of any document;
 - viii. report, notices, analysis, notebook.
 - b. any blueprints or drawings; and
 - c. attachments to, or enclosures with, any document.
4. The term "identify" means, with respect to a natural person, to set forth: (a) the person's full name, (b) present or last known business and home addresses and telephone numbers; and (c) present or last known employer (include full name and address) with job title, position, or business.
5. The term "identify" means, with respect to a corporation, partnership, business trust, or other entity, to set forth: (a) its full name; (b) complete street address; (c) legal form (e.g., corporation, partnership, etc.); (d) the state under whose laws the entity was organized; and (e) a brief description of its business.
6. The term "identify" means, with respect to a document, to provide: (a) its customary business description (e.g., letter, invoice); (b) its date; (c) its number if any (e.g., invoice

or purchase order number); (d) the identity of the author, addressee, and/or recipient; and (e) a summary of the substance or the subject matter. Alternatively, Respondent may provide a complete copy of the document.

7. The term "Investigation Area" refers to the area in and adjacent to the former Bremerton Gas Works Property also identified as the Initial Study Area in the Final Remedial Investigation/Feasibility Study Work Plan (May 31, 2017). See attached Investigation Area Map for a visual depiction of the Investigation Area. The Final Remedial Investigation/Feasibility Study Work Plan can be found at <https://semspub.epa.gov/work/10/100053647.pdf>.
8. The term "material" or "materials" shall mean any and all raw materials, commercial products, wastes, oil, petroleum, chemicals, substances, or matter of any kind.
9. The "period being investigated" and "the relevant time period" shall mean 1930 to present.
10. The term "Property(ies)" shall refer to any and all real or personal property within the former Bremerton Gas Works Investigation Area that Respondent owns, leases, manages, operates, has an easement on, or otherwise has an affiliation, or previously owned, leased, managed, operated, had an easement on, or otherwise had an affiliation during the period being investigated. The term Property includes aquatic lands owned, leased, or otherwise controlled by Respondent. Please note that you must answer the Questions in this Information Request related to properties outside the Investigation Area if Question 4, Section 2.0 specifically instructs you to.
11. The term "waste" or "wastes" shall mean and include trash, garbage, refuse, by-products, solid waste, hazardous waste, hazardous substances, and pollutants or contaminants, whether solid, liquid, or sludge, including, but not limited to, containers for temporary or permanent holding of wastes, building debris and asbestos-containing material.

DECLARATION

I declare under penalty of perjury that I am authorized to respond on behalf of Respondent and that the foregoing is complete, true, and correct.

Executed on March 14, 2019.



Signature

CHAL A. MARTIN

Type or Print Name

Public Works Director

Title

Mailing Address:

345 6th Street, Suite 100
Bremerton WA 98337